

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

NO. 5:18-CR-00452-FL-1

UNITED STATES OF AMERICA	)	
	)	<b>DEFENDANT LEONID TEYF'S RESPONSE</b>
v.	)	<b>TO COURT'S NOVEMBER 5 ORDER RE:</b>
	)	<b>MOTION TO COMPEL</b>
LEONID ISAAKOVICH TEYF	)	

Defendant Leonid Isaakovich Teyf, through undersigned counsel, respectfully responds to the Court's Orders of November 5, 2019 Order (DE 343) and December 3, 2019 (DE 355) as follows:

1. On May 7, 2019, two days prior to the Fourth Superseding Indictment, the Government filed a Motion to Compel a Response to its February 22, 2019 grand jury subpoena. (DE 245). On November 5, 2019, the Court (Judge Robert T. Numbers, II, presiding) granted the Government's Motion to Compel. (DE 343). On November 19, 2019, Mr. Teyf filed a Motion for Reconsideration of the Court's November 5 ruling. (DE 349).
2. On December 3, 2019, the Court (Judge Flanagan) denied Mr. Teyf's Motion for Reconsideration, ordered Mr. Teyf to make his first production of documents on December 10, 2019, and reinstated all other requirements and deadlines as provided by Judge Number's November 5 order. (DE 355).
3. Mr. Teyf intends to exercise his right to appeal the November 5 and December 3, 2019 Orders and is unable to respond further, since doing so would effectively render any appeal in which Mr. Teyf could assert his Fifth Amendment rights moot.

4. Therefore, for the reasons set forth more fully in his previous filings and above, Mr. Teyf is unable to produce documents in response to the Court's November 5 and December 3, 2019 Orders, in that responding would violate his rights under the Fifth Amendment to the U.S. Constitution and render moot any appellate rights and remedies. Mr. Teyf respectfully relies upon his rights under the Fifth Amendment to the U.S. Constitution.

Respectfully submitted, this the 10<sup>th</sup> day of December, 2019.

/s/ F. Hill Allen  
F. Hill Allen  
THARRINGTON SMITH, L.L.P.  
P.O. Box 1151  
Raleigh, NC 27602  
Phone: (919) 821-4711  
Fax: (919) 829-1583  
hallen@tharringtonsmith.com  
N.C. State Bar No. 18884  
*Counsel for Defendant*

/s/ Robert S. Wolf  
Robert S. Wolf  
MOSES & SINGER LLP  
The Chrysler Building  
405 Lexington Ave., 12<sup>th</sup> Floor  
New York, NY 10174-1299  
Phone: (212) 554-7825  
Fax: (212) 554-7700  
rwolf@mosessinger.com  
*Counsel for Defendant*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 10<sup>th</sup> day of December, 2019, I electronically filed the foregoing **DEFENDANT LEONID TEYF'S RESPONSE TO THE COURT'S NOVEMBER 5, 2019 ORDER** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

/s/ F. Hill Allen  
F. Hill Allen  
THARRINGTON SMITH, L.L.P.  
P.O. Box 1151  
Raleigh, NC 27602  
Phone: (919) 821-4711  
Fax: (919) 829-1583  
[hallen@tharringtonsmith.com](mailto:hallen@tharringtonsmith.com)  
N.C. State Bar No. 18884  
*Counsel for Defendant*